

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

LUIS ESPINOZA, WILMER VASQUEZ, and
JOSE VELASQUEZ,
individually and on behalf of all others similarly
situated,

Plaintiff(s)

v.

MONTE A.M. INC. d/b/a VILLA MONTE
PIZZERIA & RESTORANTE, et al.,

Defendant(s)

Civil Action No. 24-cv-505

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* MONTE A.M. INC. d/b/a VILLA MONTE
PIZZERIA & RESTORANTE
732 Old Bethpage Rd.
Old Bethpage, NY 11804

See attached rider.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Nicole Grunfeld
Katz Melinger PLLC
370 Lexington Avenue, Suite 1512
New York, New York 10017

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



BRENNNA B. MAHONEY
CLERK OF COURT

Cynthia Valera

Signature of Clerk or Deputy Clerk

Date: 1/24/2024

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Rider for Defendants

1:24-cv-505

732 Old Bethpage Rd Corp. d/b/a Villa Monte Pizzeria & Restorante
732 Old Bethpage Rd.
Old Bethpage, NY 11804

Antonio Delprete
3991 Clark St.
Seaford, NY 11783

Enzo Schiano Di Scioarro
3964 Beechwood Pl.
Seaford, NY 11783

Lucas Schiano
c/o MONTE A.M. INC. d/b/a VILLA MONTE PIZZERIA & RESTORANTE
732 Old Bethpage Rd.
Old Bethpage, NY 11804

Salvador Palumbo
c/o MONTE A.M. INC. d/b/a VILLA MONTE PIZZERIA & RESTORANTE
732 Old Bethpage Rd.
Old Bethpage, NY 11804